

STAND. COM. REP. NO.

1409

Honolulu, Hawaii

APR 09 2015

RE: S.C.R. No. 82

S.D. 1

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Eighth State Legislature  
Regular Session of 2015  
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred  
S.C.R. No. 82 entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A  
TERM, NONEXCLUSIVE EASEMENT COVERING A PORTION OF STATE  
SUBMERGED LANDS FRONTING THE PROPERTY IDENTIFIED AS TAX MAP  
KEY: (1) 3-6-001:017, WAIKIKI, HONOLULU, OAHU,"

begs leave to report as follows:

The purpose and intent of this measure is to authorize the  
Board of Land and Natural Resources to issue a term, nonexclusive  
easement covering a portion of state submerged lands fronting the  
property identified as tax map key: (1) 3-6-001:017, Waikiki,  
Honolulu, Oahu, for the use, maintenance, and repair of the  
existing pier constructed thereon.

Your Committee received written comments in support of this  
measure from the Department of Land and Natural Resources and one  
individual.

Your Committee finds that section 171-53, Hawaii Revised  
Statutes, requires the prior approval of the Governor and prior  
authorization of the Legislature by concurrent resolution for this  
disposition of state submerged lands.

Your Committee notes that in 2014, the existing pier fronting  
the subject property was determined to encumber approximately one  
hundred ninety-nine square feet of state submerged lands. Your  
Committee further finds that on February 27, 2015, under agenda

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item D-14, the Board of Land and Natural Resources approved a request for a fifty-five-year nonexclusive easement by the owners of the subject property, Wilton Allen Doane, Jr., and Christina Dao Doane. The owners agreed to make to the State as consideration for the easement a one-time payment to be determined by an independent appraisal establishing fair market value, subject to review and approval by the Chairperson of the Board of Land and Natural Resources.

Your Committee has amended this measure by specifying that:

- (1) The prior owner of the property had a revocable permit issued by the Board of Land and Natural Resources for the existing pier fronting the property covering approximately two hundred eighty-eight square feet of state submerged lands; and
- (2) The term, nonexclusive easement authorized by this measure will cover the existing pier, an estimated area of two hundred eighty-eight square feet, more or less, subject to confirmation by the Department of Accounting and General Services.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 82, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 82, S.D. 1.

Respectfully submitted on  
behalf of the members of the  
Committee on Ways and Means,



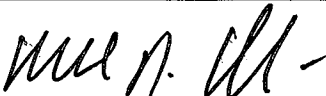
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JILL N. TOKUDA, Chair



The Senate  
Twenty-Eighth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

Bill / Resolution No.:* <div style="font-size: 1.2em; font-family: cursive;">SCR82</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">WTL, WAM</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">4-8-15</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312         </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311         </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310         </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313         </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
TOKUDA, Jill N. (C)	✓			
KOUCHI, Ronald D. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
DELA CRUZ, Donovan M.	✓			
ENGLISH, J. Kalani	✓			
GALUTERIA, Brickwood				✓
HARIMOTO, Breene	✓			
INOUE, Lorraine R.	✓			
RIVIERE, Gil	✓			
RUDERMAN, Russell E.	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	10	0	0	1
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted           <input type="checkbox"/> Not Adopted         </div>				
Chair's or Designee's Signature: <div style="font-size: 1.5em; font-family: cursive; text-align: right; margin-top: 10px;">  </div>				
<div style="display: flex; justify-content: space-between; font-size: 0.8em;"> <div>Distribution:</div> <div>Original</div> <div>Yellow</div> <div>Pink</div> <div>Goldenrod</div> </div> <div style="display: flex; justify-content: space-between; font-size: 0.8em; margin-top: 2px;"> <div>File with Committee Report</div> <div>Clerk's Office</div> <div>Drafting Agency</div> <div>Committee File Copy</div> </div>				

\*Only one measure per Record of Votes